



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 6877B

PERMIT 3801

LICENSE 1585B

THIS IS TO CERTIFY, That

FRANCIS D. LAMB

3840 EXMOOR CIRCLE, SACRAMENTO, CALIFORNIA 95825

HAS made proof as of MAY 17, 1934 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
MIDDLE RIVER IN SAN JOAQUIN COUNTY

tributary to SAN JOAQUIN RIVER

for the purpose of IRRIGATION USE  
under Permit 3801 of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from JANUARY 24, 1931 and that the amount of water to which  
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated  
purposes and shall not exceed SIX AND TWENTY-FIVE HUNDREDTHS (6.25) CUBIC FEET PER

SECOND, TO BE DIVERTED FROM JANUARY 1 TO DECEMBER 31 OF EACH YEAR. THE EQUIVALENT  
OF SUCH CONTINUOUS FLOW ALLOWANCE FOR ANY 30-DAY PERIOD MAY BE DIVERTED IN A SHORTER  
TIME IF THERE IS NO INTERFERENCE WITH OTHER VESTED RIGHTS.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

NORTH 10°40' WEST 6,425 FEET FROM CONCRETE MONUMENT WHICH LATTER IS LOCATED SOUTH  
6,569.9 FEET MORE OR LESS FROM THE SOUTH BANK OF MIDDLE RIVER ON THE "LINE OF  
PARTITION" BETWEEN THE LANDS OF DAVID BIXLER AND THOS. H. WILLIAMS ESTATE AS  
DECEED BY COURT (SEE BOOK "A" OF DEEDS, VOL. 67, PAGE 465, SAN JOAQUIN COUNTY  
RECORDS); SAID POINT OF DIVERSION BEING WITHIN NE1/4 OF NE1/4 OF PROJECTED  
SECTION 1, T1S, R4E, MDB&M.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

IRRIGATION OF 700 ACRES WITHIN PROJECTED SECTIONS 11, 12, 13, AND 14, T1S, R4E,  
MDB&M, AS SHOWN ON MAP FILED WITH STATE WATER RESOURCES CONTROL BOARD.

AS THERE IS A POSSIBILITY THAT THERE WILL NOT BE SUFFICIENT WATER IN  
SAN JOAQUIN RIVER DURING THE LATTER PART OF THE IRRIGATION SEASON TO SATISFY  
ALL REQUIREMENTS, THIS LICENSE IS ISSUED SUBJECT TO THE EXPRESS CONDITION THAT  
THE USE HEREUNDER MAY BE REGULATED BY THE DIVISION OF WATER RESOURCES DURING  
SUCH PERIODS OF WATER SCARCITY TO THE END THAT SUCH USE WILL NOT INTERFERE WITH  
RIGHTS UNDER PRIOR APPLICATIONS.

*All rights and privileges under this license, including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.*

be contained in this house with a view to whatever work it may be able to perform. The reasonable and prudent management of the mine without unreasonable cost on the owner's part may be secured by the application of (1) water or submerging the entire district, (2) ventilating the mine, or (3) to eliminate underground fires, or to reduce return flow, (4) suppressing spontaneous fires, (5) controlling underground growth, and (6) installing maintaining and operating efficient water measuring devices to assure compliance with the quantity limitations of this decree and to determine accurately when use is against reasonable water requirements for the authorized group. No action will be taken pursuant to this paragraph unless the Board determines after notice to affected party and opportunity for hearing that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

*The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.*

**Section 1625.** Each license shall be in such form and contain such terms as may be prescribed by the Board.

**Section 1626.** All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

**Section 1628.** Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: APR 18 1974

STATE WATER RESOURCES CONTROL BOARD

*L. L. Rosenberger*  
*Acting* Chief, Division of Water Rights